

Remarks

The Restriction Requirement dated October 1, 2009, has been received and carefully reviewed. The following remarks form a full and complete response thereto.

Paragraph 16 of the specification was amended to correct a typo. No new matter is added. Accordingly, claims 1-6 are pending in the application.

A restriction requirement was made restricting the application to:

Group I, claim(s) 1-3 and 5, drawn to insulation for a pipe; and

Group II, claim(s) 4 and 6, drawn to a method of making insulation with adhesive, cutting, and extruding.

The Office Action states that the inventions listed as Groups I and II do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features because the technical features of the article are specific to material properties of the article and the technical features of the method are directed to specifics or extruding processes which include cutting and adhesive applying steps which are different technically from the general structure claimed of the article. Applicants disagree.

Applicants hereby elect with traverse, to prosecute Group I, comprising claims 1-3 and 5.

The restriction should not have been made because the claimed insulation as well as the claimed method do form a single general inventive concept because the claimed insulation is produced by the claimed method. Thus, the restriction under PCT Rule 13 is improper and should be withdrawn.

The Applicants submit that the application is now in condition for allowance and request that claims 1-6 be allowed and this application passed to issue.

In the event that this paper is not timely filed, the Applicants respectfully petition for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account No. 02-2135.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the Applicants' undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

Respectfully submitted,

November 2, 2009

Date

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